

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	Smith, Terry J.	Confirmation No.:	5468
Serial No.:	10/038,509	Art Unit:	1644
Filed:	January 3, 2002	Examiner:	Rooney, Nora M.
For:	Diagnosis and Therapy of Antibody-Mediated Auto- Immune Disorders	Attorney Docket No.:	012959-0010-999
		CAM:	810317-999010

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF  
Commissioner for Patent  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Certificate of EFS-Web Transmission (37 CFR § 1.8)**

I hereby certify that this correspondence is being transmitted via the U.S. Patent and Trademark Office electronic filing system (EFS-Web) to the USPTO on April 4, 2011 by Astrid R. Spain, Reg. No. 47,956

Signature /Astrid R. Spain/

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated **October 4, 2010** of the Primary Examiner finally rejecting claims **1, 3, and 6-7** of the above-identified application.

The item(s) checked below are appropriate:

- ☒ An extension of time for responding to the final rejection for **three** month(s):  
☒ was filed on March 18, 2011.  
☐ is submitted herewith.
- ☐ A timely response to the final rejection has been filed.
- ☐ A fee in the amount of **\$540.00** is:  
☐ Required.  
☐ Not required (Fee paid in prior appeal).
- ☒ Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of **\$270.00** is:  
☒ Required.  
☐ Not required (Fee paid in prior appeal).
- ☒ Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013.

Date: April 4, 2011

Respectfully submitted,

/Astrid R. Spain/

By:

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